IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 23RD JANUARY 2007 / 3RD MAGHA 1928

Bail Appl..No. 350 of 2007()

Crime no.499/06 of Balussery Police Station

.....

: PETITIONER/ACCUSD

ABDUL HAMEED, S/O.KUTTY HASSAN HAJI,
AGED 40 YEARS, KILIYADATH HOUSE,
NADUVANNUR, KOYILANDY.

BY ADV. SRI.P.R.SREEJITH

RESPONDENT: COMPLAINANT/STATE

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

==========

B.A.No. 350 of 2007

==========

Dated this the 23rd day of January, 2007.

ORDER

Petitioner, who is the husband of one Fousia and who is the first accused in Crime No.499 of 2006 of Balussery Police Station for offences punishable under Sections 498A and 306B read with Section 34 I.P.C., seeks his enlargement on bail. The petitioner's wife Fousia suicide by hanging in the matrimonial home on 17.12.2006. Their marriage took place four years ago. They have no issues. The petitioner was arrested on 18.12.2006 and ever since then, he has been in remanded custody.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

1. 3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of

the J.F.C.M.-II, Perambra and subject to the following conditions:

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the Police till the filing of the final report.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

ess 23/1